

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: L. McD. Schetky et al.

Title: Expandable Tubing and
Method

Application No.: 10/799,151

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Art Unit: 3672

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Mail Stop AMENDMENT
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TERMINAL DISCLAIMER

The Assignee is the owner of 100 percent interest in the present Application, which is a continuation of U.S. Application Serial No. 09/973,442, filed October 9, 2001, now U.S. Patent No. 6,799,637 issued on October 4, 2004 which is based on and claims the priority of provisional application No. 60/242,276 filed October 20, 2000 and provisional application No. 60/263,941 filed January 24, 2001. The Assignee hereby disclaims (except as provided) the terminal part of the statutory term of any patent granted on the present Application, which would otherwise extend beyond the expiration date of the full statutory term (defined in 35 U.S.C. §§ 154 to 156 and 173) of U.S. Patent No. 6,799,637 issued on October 4, 2004.

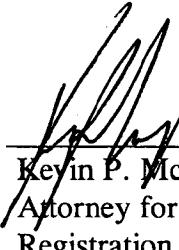
The Assignee hereby agrees that any patent granted on the present Application shall be enforceable only for and during such period that it and U.S. Patent No. 6,799,637 are commonly owned. This agreement runs with any patent granted on the present Application and is binding upon the grantee, its successors or assigns.

The Assignee does not disclaim the terminal part of any patent granted on the present Application that would extend to the expiration date of the full statutory

term (defined in 35 U.S.C. §§ 154 to 156 and 173) of U.S. Patent No. 6,799,637 in the event that this patent: (a) expires for failure to pay a maintenance fee, (b) is held unenforceable, (c) is found invalid by any court of competent jurisdiction, (d) is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, (e) has all claims cancelled by a reexamination certificate, (f) is reissued, or (g) is in any manner terminated prior to the expiration of its full statutory term.

The terminal disclaimer fee of \$55.00 under 37 C.F.R. § 1.20(d) is submitted with this Terminal Disclaimer.

Respectfully submitted,

By 
Kevin P. McEnaney
Attorney for Applicant
Registration No. 46,258

Date: October 7, 2005

Schlumberger Technology Corporation
14910 Airline Road
Rosharon, Texas 77583
Telephone: 281-285-7325
Fax: 281-285-5537